



In the United States Patent and Trademark Office

Applicant: Michael T. Morman, et al. Docket No.: KCX-971 (18178)
Serial No.: 10/657,622 Group: 1771
Filed: September 8, 2003 Examiner: N.L. Torres Velazquez
For: Nonwoven Fabric Liner and Diaper Our Cust. No 22827
Including a Nonwoven Laminate Liner

Terminal Disclaimer

COMMISSIONER FOR PATENTS

PO Box 1450
Alexandria, VA 22313-1450

Sir:

The Present Application

Kimberly-Clark Worldwide, Inc., doing business at 401 North Lake Street, Neenah, Wisconsin, 54956, is the assignee of the entire right, title and interest in and to the above-referenced present pending U.S. patent application serial number 10/657,622 filed on September 8, 2003 for "Nonwoven Fabric Liner and Diaper Including a Nonwoven Laminate Liner."

1. Assignment of the inventor's rights in present patent application serial number 10/657,622 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 014976, Frame 0760. A copy of the assignment and the notice of recordation is included.

Commonly Owned Patent Application

Kimberly-Clark Worldwide, Inc. is also the owner of the entire right, title and interest in and to U.S. patent application serial number 10/657,498 filed on September 8, 2003 for "Absorbent Article with Elastomeric Bordered Materials."

Assignment of the Inventor's rights in U.S. Patent application serial number 10/657,498 is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 015970 , Frame 0075. A copy of the assignment and the notice of recordation is included.

Right of Assignee to Prosecute

Kimberly-Clark Worldwide, Inc. certifies:

- (a) that the evidentiary documents have been reviewed; and
- (b) that to the best of Kimberly-Clark Worldwide, Inc.'s knowledge and belief, title of present U.S.

patent application serial number 10/657,622 is in Kimberly-Clark Worldwide, Inc.

Provisional Terminal Disclaimer

Kimberly-Clark Worldwide, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present U.S. patent application serial number 10/657,622, which would extend beyond the expiration date of the full statutory term, including any applicable term extension, defined in 35 U.S.C. 154 and 156 for any patent granted on U.S. patent application serial number 10/657,498.

Kimberly-Clark Worldwide, Inc. hereby agrees that any patent granted upon present U.S. patent application serial number 10/657,622 shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to any patent granted on U.S. patent application serial number 10/657,498. This agreement shall run with any patent granted upon present U.S. patent application serial number 10/657,622 and shall be binding upon Kimberly-Clark Worldwide, Inc., its successors and/or assigns.

Exceptions to Terminal Disclaimer

In the event that, after the filing of this Terminal Disclaimer, should any patent granted on U.S. patent application serial number 10/657,498:

- (a) expire for failure to pay a maintenance fee;
- (b) is held unenforceable;
- (c) is found invalid by a court of competent jurisdiction;
- (d) is statutorily disclaimed in whole;
- (e) is terminally disclaimed under 37 C.F.R. 1.321 (a) ;
- (f) has all of its claims canceled in a reexamination certificate; or
- (g) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. 154 prior to the expiration of its full statutory term;

Kimberly-Clark Worldwide, Inc. specifically does not disclaim any terminal part of any patent granted on the present U.S. patent application serial number 10/657,622 prior to the expiration date of the term defined in 35 U.S.C. 154 and 156, including any term extensions, as applicable to any patent granted on U.S. patent application serial number 10/657,498.

Fee

Pursuant to 37 C.F.R. 1.321 (c) (1) , a fee of \$130.00 in accordance with 37 C.F.R. 1.20 (d) is included. This Terminal Disclaimer is filed in duplicate.

Respectfully submitted,

KIMBERLY-CLARK WORLDWIDE, INC.

BY:

Nancy Klembus

BY: Nancy Klembus, Reg. No. 40,051

TITLE: Attorney of Record

Date:

July 6, 2005

CERTIFICATE OF MAILING

I, Tara W. Somers, hereby certify that on July 28, 2005 this document is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

By: Tara W. Somers



CERTIFICATE UNDER 37 C.F.R. §3.73 (b)

Applicant: Michael T. Mormon, et al.

Application No.: 10/657,622

Filed: September 8, 2003

For: Nonwoven Fabric Liner and Diaper Including a Nonwoven Laminate Liner

Kimberly-Clark Worldwide, Inc., a Delaware Corporation,

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university,
government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. An assignment from the inventor (s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 013809, Frame 0521, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor (s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To:

The document was recorded in the Patent and Trademark Office at
Reel ___, Frame ___, or for which a copy thereof is attached.

2. From: _____ To:

The document was recorded in the Patent and Trademark Office at
Reel ___, Frame ___, or for which a copy thereof is attached.

3. From: _____ To:

The document was recorded in the Patent and Trademark Office at
Reel ___, Frame ___, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true: and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

Date: July 6, 2005

Name: Nancy Klembus, Reg. No. 40,051

Title: Attorney of Record

Signature: Nancy M. Klembus